

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Charles A. Howland
Serial No: Not Yet Assigned
Filed: Herewith
Title: PROTECTIVE FABRIC HAVING HIGH PENETRATION RESISTANCE

Examiner: ----
Art Unit: 1771

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

REMARKS

This application is a divisional application of application serial no. 09/037,918.

An Office Action was received in connection with the parent application to this divisional application in which the claims were rejected as being unpatentable over U.S. Patent 5,578,358 to Foy. The claims as presented herein are believed to be patentable over Foy.

Claim 1 recites a protective fabric substrate comprising: a plurality of warp yarns densely interwoven with a plurality of fill yarns; wherein a denier of the fill yarn is not equal to a denier of the warp yarn. Foy neither discloses nor suggests a substrate including warp yarns densely interwoven with fill yarns and in which a denier of the fill yarn is not equal to a denier of the warp yarn. In fact, Foy

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